

RECEIVED

Aug 05 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County

Jennifer B. McCoy, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DESMOND LAMAR GREEN,

APPELLANT

APPELLATE CASE NO. 2024-000119

MOTION FOR AN EXTENSION OF TIME TO
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Desmond Lamar Green respectfully requests a thirty (30) day extension from August 5, 2024, until September 4, 2024, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.
2. Counsel filed the Brief of Respondent in the case of The State v. Jason Black with this Court on July 31, 2024. Counsel filed the Petition for Rehearing in the case of In the Matter

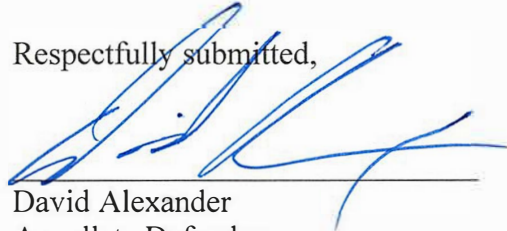
of James G. Younger with this Court on July 18, 2024. Counsel filed the Brief of Appellant in the case of The State v. Xavier Polite with this Court on July 17, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Phillip Lawson with this Court on July 3, 2024. Counsel was a speaker at the Case Law Update CLE on June 21, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Alonza Marable with this Court on June 21, 2024. Counsel filed the Brief of Appellant in the case of The State v. Tommy Long with this Court on June 3, 2024. Counsel presented oral argument in the case of The State v. Ricky Bernard Brown before this Court on June 3, 2024. Counsel filed the Brief of Appellant in the case of The State v. Carlos A. Cesmas-Gomez with this Court on May 29, 2024. Counsel presented oral argument in the case of In the Matter of Ronald Gregg in the Supreme Court on May 22, 2024.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On July 29, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from August 5, 2024, until September 4, 2024. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'D. Alexander', written over a horizontal line.

David Alexander
Appellate Defender

A handwritten signature in blue ink, appearing to read 'R. M. Dudek', written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 5th day of August, 2024.

RECEIVED

Aug 05 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County

Honorable Jennifer B. McCoy, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DESMOND LAMAR GREEN,

APPELLANT

APPELLATE CASE NO. 2024-000119

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 5th day of August, 2024.



David Alexander
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Pollard, Shelby](#)
To: [Mark Farthing](#); [Caroline Collins](#)
Cc: [Alexander, David](#)
Subject: 2024-000119 The State v. Desmond L. Green - Third Motion for Extension
Date: Monday, August 5, 2024 11:52:00 AM
Attachments: [2024-000119 The State v. Desmond L. Green - Third Motion for Extension.pdf](#)

Good Morning,

Attached for service in the above-referenced case is the Third Motion for Extension in which to serve and file the initial brief of appellant and designation of matter. This extension will be filed today, August 5, 2024, with the Court of Appeals via email filing.

Thank you,
Shelby

Shelby Pollard

Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
1330 Lady Street, Suite 401
PO Box 11589
Columbia, SC 29201-1589
(803) 734-1330 – Telephone
(803) 734-1397 - Fax